

ORDINANCE
O 103 - 07 / 08

AN ORDINANCE ESTABLISHING AND REGULATING
THE FIRE CODE FOR THE CITY OF SELMA, ALABAMA

otherwise known as
SELMA FIRE CODE

WHEREAS, the City of Selma continuously strives to protect the health, safety and general welfare of the general public; *and*

WHEREAS, Ala. Code §11-45-8 authorizes the City of Selma, Alabama to establish regulations to govern the design, installation and maintenance of buildings within its corporate limits and its police jurisdiction; *and*

WHEREAS, the City of Selma desires to adopt regulations established by the National Fire Protection Association, hereinafter referred to as "NFPA", along with reference books, with exceptions and amendments thereto, as the standard for establishment, regulation and enforcement of the Selma Fire Code.

NOW THEREFORE, for the foregoing reasons, and other legitimate purposes, the City of Selma, by and through its duly elected Council, does enact the following ordinance, to wit:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SELMA, ALABAMA AS FOLLOWS:

SECTION ONE.

- (a) Pursuant to the authority granted to the cities and towns of Alabama by Ala. Code §11-45-8, the City Council of Selma, Alabama, hereby adopts and incorporates for the purpose of prescribing regulations governing the design, installation, and maintenance of buildings, all of the following Codes, with the exception of such portions deleted, modified, amended and/or supplemented as set forth within Section Two of this Ordinance, to wit:
- i. NFPA1, Uniform Fire Code (2006 Edition);
 - ii. NFPA 101, Life Safety Code (2006 Edition);
 - iii. NFPA 5000, Building Construction and Safety Code (2006 Edition);
 - iv. Any and all reference books published and used in association with the Code manuals set forth herein.
- (b) The NFPA1, Uniform Fire Code (2006 Edition); NFPA 101, Life Safety Code (2006 Edition); NFPA 5000, Building Construction Safety Code (2006 Edition); and any and all reference books published and used in association with the same shall be collectively referred to herein as "*the Fire Code*".
- (c) The Fire Code, with the exception of such portions deleted, modified, amended and/or supplemented as set forth within Section Two of this Ordinance, is hereby adopted and shall be incorporated as if fully set out at length herein, from the date on which this ordinance shall take effect.
- Three (3) copies of the Fire Code are and shall be filed within the Office of the City Clerk of the City of Selma, Alabama.
- (d) The provisions of said Fire Code, as adopted and incorporated by the City of Selma, Alabama shall be known as "*the Selma Fire Code*". The Selma Fire Code shall be controlling within the corporate limits of the City of Selma, Alabama and its police jurisdiction.

SECTION TWO.

The following exceptions and amendments are hereby adopted and made a part of the Selma Fire Code:

- (a) **NFPA1, Uniform Fire Code (2006 Edition)** Annex D, G, H, I, J, K, O and P.
- (b) **NFPA1, Uniform Fire Code (2006 Edition)** shall be amended to include the following language at the end of the existing section, to wit:
 - i. **Section 13.2.2.1**
"A certified sprinkler contractor recognized by the Alabama State Fire Marshal's office shall perform all new installations, modifications, repairs, inspections, maintenance and testing of standpipes."
 - ii. **Section 13.3.1.1**
"A certified sprinkler contractor recognized by the Alabama Fire Marshal's office shall be perform new installations, modifications, repairs, inspections, maintenance, and testing of fire sprinkler systems."
- (c) The following sections from **NFPA 1, Uniform Fire Code (2006 Edition)** are hereby and shall be excluded from the Selma Fire Code;
 - i. *Id. § 13.3.2.6.1;*
 - ii. *Id. § 13.3.2.6.2;*
 - iii. *Id. § 13.3.2.18.1; and*
 - iv. *Id. § 13.3.2.18.2.*
- (d) The following sections from **NFPA 101, Life Safety Code (2006 Edition)**, are hereby and shall be excluded from the Selma Fire Code;
 - i. *Id. § 13.3.5.1;*
 - ii. *Id. § 13.3.5.2;*
 - iii. *Id. § 24.3.5.1; and*
 - iv. *Id. § 24.3.5.2.*
- (e) The following sections from **NFPA 5000, Building Construction and Safety Code (2006 Edition)** are hereby and shall be excluded from the Selma Fire Code;
 - i. *Id. § 22.3.5.1;*
 - ii. *Id. § 22.3.5.2; and*
 - iii. *Id. § 22.3.5.3.*

SECTION THREE.

When references are made within the Code to the duties of certain officials named therein, the designated official of the City who has duties corresponding to those of the named officials in the Code shall be deemed to be the responsible official for enforcing the provisions of the Fire Code.

SECTION FOUR. Violation Penalties.

Persons who violate any provision of this Ordinance or the Fire Code referenced herein or shall fail to comply with any of the requirements thereof or who shall erect, install, alter, repair or so work in violation of the approved construction documents or directive of the Fire Code Official or of a permit or certificate used under the provisions of the Fire Code, shall be guilty of a violation of this ordinance and shall be subject to the general penalty provisions as set forth in Section 1-8 of this Code of Ordinances which a person or Business can be punished by a fine of not more than five hundred dollars (\$500.00) or imprisonment not exceeding 180 days, or both the fine and imprisonment. Each day that a violation continues after due notice has been served on the individual or business shall be deemed a separate offense.

SECTION FIVE.

Where the Fire Code may be contrary to existing ordinances of the City, the most restrictive of either the Fire Code or the existing ordinance shall prevail.

SECTION SIX.

Should any section, paragraph, sentence or word of this ordinance or the Fire Code adopted hereby be declared for any reason to be invalid, it is the intention of the Selma City Council that it should have passed all other portion of this ordinance and the Fire Code is hereby adopted independent of the elimination therefrom of any such portion that may be declare invalid hereby adopted.

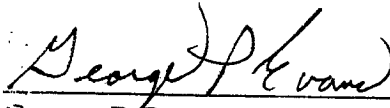
SECTION SEVEN.

Any and all ordinances or parts of ordinances and all sections of the Code of Ordinances of the City of Selma, Alabama in conflict with the provisions of this ordinance are hereby **REPEALED**.

SECTION EIGHT.

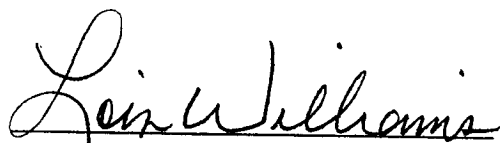
This ordinance and the code adopted hereby shall take effect and be in force upon its passage, approval and publication.

**ADOPTED BY THE CITY COUNCIL OF THE CITY OF SELMA, ALABAMA,
on this the 14 day of January, 2008.**




GEORGE P. EVANS, *President*

ATTEST:



LOIS WILLIAMS, *City Clerk*

APPROVED BY:



JAMES PERKINS, JR., *Mayor*